

ZFW
B

JAN 05 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Moshe Rock et al.

Serial No. : 10/082,820

Filed : February 25, 2002

Art Unit : 3743

Examiner : Fadi H. Dahbour

Confirmation No.: 3789

Notice of Allowance Date: 11/24/2004

Title : ELECTRIC HEATING/WARMING FABRIC ARTICLES

MAIL STOP ISSUE FEE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

COMMENTS ON EXAMINER'S REASONS FOR ALLOWANCE

In the above-captioned patent application, the Examiner has made the following statement of reasons for allowance:

"The prior art does not teach or fairly suggest the recitations of the specific features of the article, of claim 1, including especially the inclusion of the electric heating/warming element film being washable, non-swelling and hydrophobic, claimed in combination with the article's fabric layer, barrier layer, and power source."

Applicants respectfully disagree with this statement. In particular, none of the claims of this application, including claim 1, recite "power source" as an element of the claim. Rather, in the last line of claim 1, the heating/warming element is recited as being "adapted to generate heating/warming when connected to a power source."

It is respectfully requested that the Examiner issue a corrected statement of reasons for allowance.

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

JANUARY 3, 2005

Date of Deposit

Signature

TIMOTHY A. FRENCH

Typed or Printed Name of Person Signing Certificate

• Applicant : Moshe Rock et al.
Serial No. : 10/082,820
Filed : February 25, 2002
Page : 2 of 2

Attorney's Docket No.: 10638-010001

Please apply any charges or credits to our Deposit Account No. 06-1050.

Respectfully submitted,

Date: January 3, 2005



Timothy A. French
Reg. No. 30,175

Fish & Richardson P.C.
225 Franklin Street
Boston, MA 02110-2804
Telephone: (617) 542-5070
Facsimile: (617) 542-8906

21002791.doc